

Exhibit 9

Subject: Re: Tech points

Date: Friday, August 12, 2005 6:37 PM

From: Adrienne Klein <adriennek@bcdcd.ca.gov>

To: <MSandHILL@aol.com>

Cc: Andrea Gaut <andreag@bcdcd.ca.gov>, <jeffc@bcdcd.ca.gov>

Dear Mark,

Again, thank you for taking time on short notice to showcase your impressive project to Jeff, Andrea and me. We intend to send you a brief letter outlining the requirements that we foresee you needing to meet in the near future.

Thanks also for the elevations provided below. Indeed, that was me with whom you spoke four years ago.

Sincerely,

Adrienne Klein
415-352-3609

On 8/12/05 2:10 PM, "MSandHILL@aol.com" <MSandHILL@aol.com> wrote:

Hi Adrienne,

You asked about elevations used at the Westpoint Marina site, and here they are:

Building pads are at	elevation 112'
paths and landscaped areas are at	109'
High high water	107.2'
Mean high water	103.3'
Mean water	100.0'
Mean low water	97.0'
Lower low water	93.5'

This corresponds with elevations and reference used at Pacific Shores Center.

I looked back to see when you were last involved with the project, and the latest correspondence from you dated May 24, 2001, after which Andrea and Ellen Miramontes became primary contacts.

Best regards,

mark